

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

| | | |
|-------------------------------------|---|-----------------------|
| _____ |) | |
| GEORGE IVERSON, individually, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | |
| |) | |
| SIMON PROPERTY GROUP, L.P., |) | Case No. 04-12077-RWZ |
| a Delaware limited partnership, and |) | |
| WMACH, LLC, a Massachusetts Limited |) | |
| Liability Company, |) | |
| |) | |
| Defendant. |) | |
| |) | |
| _____ |) | |

**STIPULATION FOR DISMISSAL WITH PREJUDICE
AGAINST DEFENDANT SIMON PROPERTY GROUP, L.P.**

Plaintiff, George Iverson, Individually, and Defendant, Simon Property Group, L.P., a Delaware Limited Partnership, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, hereby stipulate to the dismissal of this action as against Defendant Simon Property Group, L.P. with prejudice, each party bearing its own fees and costs.

Nothing herein shall affect the pending action against Defendant WMACH, LLC, a Massachusetts Limited Liability Company.

Respectfully submitted,

GEORGE IVERSON, Individually

SIMON PROPERTY GROUP, L.P

By his attorney,

By its attorneys,

/s/ O. Oliver Wragg

/s/ Jennifer Martin Foster

O. Oliver Wragg (BBO #643152)
Fuller, Fuller and Associates, P.A.
12000 Biscayne Boulevard, Suite 609
North Miami, Florida 33181
(305) 891-5199

Jennifer Martin Foster (BBO #644796)
Kay B. Lee (BBO #647224)
Greenberg Traurig LLP
One International Place
Boston, MA 02110
(617) 310-6000

Co-Counsel:

Brian C. Blair, Esq.
Greenberg Truarig, P.A.
450 S. Orange Ave., Ste. 650
Orlando, FL 32801
(407) 420-1000

Dated: December 7, 2004

CERTIFICATE OF SERVICE

I, Jennifer Martin Foster, hereby state that on December 7, 2004, I caused to be served a copy of the foregoing, by first class mail, postage prepaid and e-mail, upon counsel for George Iverson, O. Oliver Wragg, Esq., Fuller, Fuller & Associates, P.A., 12000 Biscayne Boulevard, Suite 609, North Miami, Florida 33181.

/s/ Jennifer Martin Foster

Jennifer Martin Foster